

# **EXHIBIT F**

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**From:** O'Toole, Daniel  
**Sent:** Monday, October 28, 2024 1:47 PM  
**To:** egee@dowdscheffel.com  
**Cc:** mdowd@dowdscheffel.com; English, Melissa; Miller, Benjamin M.; Thomson, Daniel J.; McClammy, James I.  
**Subject:** RE: Syngenta Litigations / Non-Party Discovery - Atticus

Matt, Elliot,

We are following up on the messages below regarding Syngenta's subpoena. In addition to the several emails below, we have attempted to call you but were unable to reach you or to leave a voicemail.

Atticus states in its R&Os that it is willing to meet and confer regarding the scope of its responses to Syngenta's subpoena, but we have received no response to our outreach over the past month. Please let us know your availability to meet and confer this week.

If we are not able to meet and confer this week and if Atticus continues to avoid engaging in good faith negotiations over Syngenta's subpoena, Syngenta reserves all rights available to it under the Federal Rules.

Best,  
Dan

**Daniel O'Toole**

**Davis Polk & Wardwell LLP**  
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+1 203 883 1123 mobile  
[daniel.otoole@davispolk.com](mailto:daniel.otoole@davispolk.com)

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**From:** O'Toole, Daniel  
**Sent:** Thursday, October 17, 2024 4:17 PM  
**To:** 'egee@dowdscheffel.com' <egee@dowdscheffel.com>  
**Cc:** 'mdowd@dowdscheffel.com' <mdowd@dowdscheffel.com>; English, Melissa <melissa.english@davispolk.com>; Miller, Benjamin M. <benjamin.miller@davispolk.com>; Thomson, Daniel J. <daniel.thomson@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>  
**Subject:** RE: Syngenta Litigations / Non-Party Discovery - Atticus

Elliot, Matt,

Following up on the below, can you let us know your availability next week to discuss Atticus's R&O and next steps regarding subpoena compliance?

Best,  
Dan

**Daniel O'Toole**

**Davis Polk & Wardwell LLP**  
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**From:** O'Toole, Daniel  
**Sent:** Monday, September 30, 2024 6:43 PM  
**To:** 'egee@dowdscheffel.com' <[egee@dowdscheffel.com](mailto:egee@dowdscheffel.com)>  
**Cc:** 'mdowd@dowdscheffel.com' <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>; English, Melissa <[melissa.english@davispolk.com](mailto:melissa.english@davispolk.com)>;  
Miller, Benjamin M. <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>; Thomson, Daniel J. <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>;  
McClammy, James I. <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>  
**Subject:** RE: Syngenta Litigations / Non-Party Discovery - Atticus

Elliot, Matt,

Following up on the below, can you let us know your availability to discuss Atticus's R&O and next steps regarding subpoena compliance? We are currently available at the below times this week:

- Wednesday, October 2: 1-2pm; 3:30-4:30pm
- Thursday, October 3: 2-3pm; 3:30-4:30pm
- Friday, October 4: 12:30-2:00pm

Thanks,  
Dan

**Daniel O'Toole**

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**From:** O'Toole, Daniel  
**Sent:** Thursday, September 19, 2024 2:17 PM  
**To:** 'egee@dowdscheffel.com' <[egee@dowdscheffel.com](mailto:egee@dowdscheffel.com)>  
**Cc:** 'mdowd@dowdscheffel.com' <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>; Donald, Cody <[cody.donald@davispolk.com](mailto:cody.donald@davispolk.com)>; English, Melissa <[melissa.english@davispolk.com](mailto:melissa.english@davispolk.com)>; Miller, Benjamin M. <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>; Thomson, Daniel J. <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>; McClammy, James I. <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>  
**Subject:** RE: Syngenta Litigations / Non-Party Discovery - Atticus

Elliot, Matt,

Thank you for sending Atticus's R&Os. Would you have availability early next week to discuss? We can be available 2-4 ET on Monday, 10:30-12 ET on Tuesday, or 10-12:30 ET on Wednesday. Please let us know if any of those times work on your end.

Best,  
Dan

**Daniel O'Toole**

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[daniel.otoole@davispolk.com](mailto:daniel.otoole@davispolk.com)

**From:** Elliot Gee <[egee@dowdscheffel.com](mailto:egee@dowdscheffel.com)>  
**Date:** September 3, 2024 at 9:07:23 PM EDT  
**To:** "Miller, Benjamin M." <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>, "Thomson, Daniel J." <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>  
**Cc:** Matthew Dowd <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>, "McClammy, James I." <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>, "Donald, Cody" <[cody.donald@davispolk.com](mailto:cody.donald@davispolk.com)>  
**Subject: RE: Syngenta Litigations / Non-Party Discovery**

Benjamin,

Please find attached Atticus, LLC's Responses and Objections to Syngenta's Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action.

Sincerely,

Elliot Gee  
Associate,

1717 Pennsylvania Avenue, NW, Suite 1025 | Washington, DC 20006  
Office: 202.559.9175 | Direct: 650.534.5302  
<http://www.dowdscheffel.com>

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**From:** "Miller, Benjamin M." <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>  
**Date:** Wednesday, August 14, 2024 at 6:41 PM  
**To:** Matthew Dowd <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>, "Thomson, Daniel J." <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>  
**Cc:** "McClammy, James I." <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>, "Donald, Cody" <[cody.donald@davispolk.com](mailto:cody.donald@davispolk.com)>  
**Subject: RE: Syngenta Litigations / Non-Party Discovery**

Hi Matt,

Syngenta does not object to a 14-day extension on the R&Os.

Thanks,  
Ben

**Benjamin M. Miller**

**Davis Polk & Wardwell LLP**  
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+1 646 659 5875 mobile  
[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)

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**From:** Matthew Dowd <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>  
**Sent:** Wednesday, August 14, 2024 5:18 PM  
**To:** Thomson, Daniel J. <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>; Miller, Benjamin M. <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>  
**Cc:** McClammy, James I. <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>  
**Subject: Re: Syngenta Litigations / Non-Party Discovery**

Benjamin and Dan,

Please confirm that your client does not object to a fourteen-day extension for Atticus to serve its responses and objections to the subpoena. We are in the process of collecting and reviewing responsive documents subject to Atticus's forthcoming responses and objections.

Please let me know if you would like to discuss anything, and I can be available at your convenience.

Best,  
Matt

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**From:** "Thomson, Daniel J." <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>  
**Date:** Tuesday, August 6, 2024 at 8:28 PM  
**To:** Matthew Dowd <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>, "Miller, Benjamin M." <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>  
**Cc:** "McClammy, James I." <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>  
**Subject:** RE: Syngenta Litigations / Non-Party Discovery

Matt,

Please see attached.

Best,  
Dan

**Daniel J. Thomson**

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[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)

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**Davis Polk & Wardwell LLP**

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**From:** Matthew Dowd <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>  
**Sent:** Monday, August 5, 2024 2:58 PM  
**To:** Miller, Benjamin M. <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>  
**Cc:** McClammy, James I. <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>; Thomson, Daniel J. <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>  
**Subject:** Re: Syngenta Litigations / Non-Party Discovery

Ben,

Thank you for the email. We will accept service of the non-party subpoena.

Best,  
Matt

Matthew J. Dowd  
Dowd Scheffel PLLC

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Washington, D.C. 20006  
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<http://www.dowdscheffel.com>  
<http://www.linkedin.com/in/matthewdowd>

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**From:** "Miller, Benjamin M." <[benjamin.miller@davispolk.com](mailto:benjamin.miller@davispolk.com)>  
**Date:** Friday, August 2, 2024 at 3:55 PM  
**To:** Matthew Dowd <[mdowd@dowdscheffel.com](mailto:mdowd@dowdscheffel.com)>  
**Cc:** "McClammy, James I." <[james.mcclammy@davispolk.com](mailto:james.mcclammy@davispolk.com)>, "Thomson, Daniel J." <[daniel.thomson@davispolk.com](mailto:daniel.thomson@davispolk.com)>  
**Subject:** Syngenta Litigations / Non-Party Discovery

Matthew,

I am counsel of record to Syngenta in connection with the following cases: FTC, et al. v. Syngenta Crop Protection AG, et al., No. 1:22-cv-828-TDS-JEP (M.D.N.C.); In re Crop Protection Products Loyalty Antitrust Litigation, 1:23-md-3062-TDS-JEP (M.D.N.C.); and State of Arkansas v. Syngenta Crop Protection AG et al, No. 4:22-cv-1287-BSM (E.D. Ark.). In connection with certain of these cases, Syngenta intends to serve a non-party subpoena on Atticus.

Do you agree to accept service on behalf of Atticus? Please let us know by the end of Monday.

Thanks,  
Ben

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**Davis Polk & Wardwell LLP**

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